WORKMAN Nyde**G**ER

A PROFESSIONAL CORPORATION

1000 EAGLE GATE TOWER

60 EAST SOUTH TEMPLE

SALT LAKE CITY, UTAH 84111 TELEPHONE (801) 533-9800 FACSIMILE (801) 328-1707



RICK D. NYDEGGER BRENT P. LORIMER THOMAS R. VUKSINICK LARRY R. LAYCOCK JONATHAN W. RICHARDS DAVID R. WRIGHT JOHN C. STRINGHAM JOHN M. GUYNN CHARLES L. ROBERTS DANA L. TANGREN ERIC L. MASCHOFF CHARLES J. VEVERKA ROBYN L. PHILLIPS RICHARD C. GILMORE† STERLING A. BRENNAN† GREGORY M. TAYLOR DAVID B. DELLENBACH R. BURNS ISRAELSEN DAVID R. TODD L. DAVID GRIFFIN ADRIAN J. LEE FRASER D. ROY CARL T. REED

R. PARRISH FREEMAN, JR. PETER F. MALEN, JR. L. REX SEARS, PH.D. ERIC M. KAMERATH ROBERT E. AYCOCK JENS C. JENKINS KEVIN W. STINGER WILLIAM J. ATHAY MICHAEL B. DODD WILLIAM R. RICHTER RYAN D. BENSON SARA D. JONES TIGE KELLER JANNA L. JENSEN MATTHEW D. TODD J. LAVAR OLDHAM MICHAEL J. FRODSHAM JOSEPH L. KRUPA BRETT A. HANSEN BRETT I. JOHNSON MATTHEW A. BARLOW † ADMITTED ONLY IN CALIFORNIA

PATENTS/
TRADEMARKS
COPYRIGHTS
TRADE SECRETS
UNFAR COMPETITION
LICENSING
COMPLEX LITIGATION

MAILING ADDRESS: P.O. BOX 45862 SALT LAKE CITY, UT 84145

INTERNET

HOME PAGE: http://www.wnpatent.com GENERAL E-MAIL: info@wnpatent.com

Express Mail Label No. EL995580523US

PATENT APPLICATION Docket No. 10265.96.1

rea

10-21-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
	Andy Swenson et al.)
Serial No.:	09/849,611))) Art Uni
Filed:	May 4, 2001) 1615
Confirmation No.	9675)
For:	SUSTAINED RELEASE COMPOSITIONS FOR ORALLY ADMINISTERED SUBSTANCES AND METHODS)))
Examiner:	Susan T. Tran)

REQUEST FOR CONTINUED EXAMINATION TRANSMITTAL

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 for the above-identified application.

10/08/2003 SSITHIB1 00000115 09849611 02 FC:1801 770.00 GP

Commissioner for Patents Page 2

Enclosed

- x An Amendment and Response for entry in the present application
- <u>x</u> A Certificate of Mailing by "Express Mail" certifying a filing date for the RCE by use of Express Mail Label No. EL995580523US.
- x Credit Card Payment Form PTO-2038 authorizing payment in the amount of \$1,190.00 to cover:
 - x \$770.00 for the RCE filing fee pursuant to 37 CFR § 1.17(e)
 - \underline{x} \$420.00 for two-month extension of time.
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178. A duplicate copy of this letter is enclosed
 - x Any additional filing fees required under 37 CFR § 1.16.
 - \underline{x} Any patent application processing fees under 37 CFR § 1.17.

Dated this day of October 2003.

Respectfully submitted,

Robyn L. Phillips

Attorney for Applicants Registration No. 39,330

Customer No. 022913

RLP:WJA:vfw W:\10265\96.1\VFW0000002479V001.doc

OIF Express Mail Label No. EL995580523US		PATENT APPLICATION Docket No. 10265.96.
OCT 0 6 2003 63	IN THE UNITED STATES PATENT AND	TRADEMARK OFFICE
] RADEMIN re application	on of:)
	Andy Swenson et al.)
Serial No.:	09/849,611)
Filed:	May 4, 2001) Art Unit) 1615
Confirmation 1	No. 9675)
For:	SUSTAINED RELEASE COMPO ORALLY ADMINISTERED SUB METHODS	,

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

I hereby certify that the following documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 6th day of October 2003.

- Request for Continued Examination (RCE) Transmittal
- Amendment and Response
- Petition for Two-Month Extension of Time

Susan T. Tran

- Credit Card Payment Form PTO-2038 for \$1,190.00
- Postcard

Examiner:

Respectfully submitted,

Robyn L. Phillips Attorney for Applicants

Registration No. 39,330 Customer No. 022913

RLP:WJA:vfw W:\10265\96.1\VFW0000002479V001.doc